IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1417 OF 2005

Mr.Sanjay Narhar Malshe ...Applicant

Versus

State of Maharashtra ...Respondent

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Mr.A.P.Mundargi with Mr.Prakash Naik for Applicant.

Mr.V.B.Konde-Deshmukh, A.P.P. for Respondent.

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CORAM: A.M.KHANWILKAR, J.

MARCH 4, 2005.

P.C.

1. Heard Counsel for the parties.

2. Keeping the contentious issues raised in the present Application open, the Application can be disposed of with limited protection to the Applicant to enable him to appear before the appropriate Court for relief of regular bail. That be done on or before 10th March 2005. Applicant not to be arrested till then.

3. Applicant shall, however, co-operate with the Investigating Officer for the purpose of investigation as and when called upon.

4. It is made clear that disposal of this Application is not an expression of opinion on any of the issues raised in the present Application one way or the other. The appropriate Court shall consider all questions on their own merits in accordance with law.

5. It is also made clear that it will be open to the Applicant to take recourse to remedy of quashing, if so advised, in which, all contentions will have to be considered on their own merits.

6. Application disposed of on the above terms.

A.M.KHANWILKAR, J.